

## BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: November 15, 2006

Division: Engineering

Bulk Item: Yes        No X

Department: Wastewater

Staff Contact Person: Elizabeth Wood

**AGENDA ITEM WORDING:** Approval to advertise a notice of intent for the non-ad valorem assessment program for those properties designated as Tier III in the Duck Key and Big Coppitt Key through Summerland Key sewer service areas, excluding Baypoint.

**ITEM BACKGROUND:** Florida Statute Section 197.3632 specifies that a public hearing to adopt a resolution of intent to use the uniform method of collection for an assessment program must be held in the calendar year prior to the collection. A notice of the public hearing to adopt the resolution of intent must be advertised four consecutive weeks immediately before the date of the hearing. The resolution of intent must be adopted by January 1<sup>st</sup>, 2007 and sent to the Monroe County Tax Collector, the Monroe County Property Appraiser, and the Florida Department of Revenue by January 10, 2007.

**PREVIOUS RELEVANT BOCC ACTION:**

At the January 25, 2006 Special Meeting, approval was granted to levy a \$4,500 per EDU sewer connection fee for those properties designated as Tier III in the Duck Key and Big Coppitt Key sewer service areas through Little Torch Key excluding Baypoint.

**CONTRACT/AGREEMENT CHANGES:**

**STAFF RECOMMENDATIONS:** Approval.

**TOTAL COST:** \$4K      **BUDGETED:** Yes ☒ No ☐

**COST TO COUNTY:** \$4K                      **SOURCE OF FUNDS:** MSTU \_\_\_\_\_

**REVENUE PRODUCING:** Yes ☒ No ☐ **AMOUNT PER MONTH** **Year** \$17M

**APPROVED BY:** County Atty \_\_\_\_\_ OMB/Purchasing \_\_\_\_\_ Risk Management \_\_\_\_\_

**DOCUMENTATION:**      Included   X        Not Required

DISPOSITION:	AGENDA ITEM #
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Revised 2/05



## Engineering Division MEMORANDUM

**To:** County Administrator's Office

**From:** Elizabeth Wood, Sr. Administrator – Sewer Projects

**Date:** 11/9/2006

**Re:** Approval to Advertise Notice of Intent for the Non-Ad Valorem Assessment Program

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**AGENDA ITEM WORDING:** Approval to advertise a Notice of Intent for the non-ad valorem assessment program in FY08 for those properties designated as Tier III in the Duck Key and Big Coppitt Key through Summerland Key sewer service areas, excluding Baypoint.

**ITEM BACKGROUND:** Florida Statute Section 197.3632 specifies that a public hearing to adopt a resolution of intent to use the uniform method of collection for an assessment program must be held in the calendar year prior to the collection. A notice of the public hearing to adopt the resolution of intent must be advertised four consecutive weeks immediately before the date of the hearing. The resolution of intent must be adopted by January 1<sup>st</sup>, 2007 and sent to the Monroe County Tax Collector, the Monroe County Property Appraiser, and the Florida Department of Revenue by January 10, 2007.

**PREVIOUS RELEVANT BOCC ACTION:**

At the January 25, 2006 Special Meeting, approval was granted to levy a \$4,500 per EDU sewer connection fee for those properties designated as Tier III in the Duck Key and Big Coppitt Key sewer service areas through Little Torch Key excluding Baypoint. The Interlocal Agreement between Monroe County and the Florida Keys Aqueduct Authority specifies that, "citizens do not have to pay in excess of \$4500 per EDU in non-ad valorem special assessments."

Planning for the Big Pine Key sewer areas is anticipated to occur in early FY08, therefore, the levy of the ad valorem special assessments for the Big Pine Key was not approved for FY07. Ramrod Key, as well as Little, Middle, and Big Torch Keys are part of the Big Pine Key service area; therefore, collection of the \$4500 connection fee should also be postponed until FY09.

**CONTRACT/AGREEMENT CHANGES:**

**STAFF RECOMMENDATIONS:** Approval.

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**NOTICE OF INTENT TO USE UNIFORM METHOD  
OF COLLECTING NON-AD VALOREM ASSESSMENTS**

The Board of County Commissioners of Monroe County, Florida (the "County") hereby provides notice, pursuant to section 197.3632(3)(a), Florida Statutes, of its intent to use the uniform method of collecting non-ad valorem special assessments, for the cost of providing certain wastewater capital improvements and connections, to be levied within the unincorporated of the County encompassing the area of the Duck Key, Cudjoe Summerland, Big Coppitt Key, and Stock Island Phase II Wastewater Service Areas beginning on October 1, 2007 and continuing each year until discontinued by the County. The County will consider the adoption of a resolution electing to use the uniform method of collecting such assessments authorized by section 197.3632, Florida Statutes, at a public hearing to be held at 5:01 p.m. on December 20, 2006 at the Commission Chambers, Marathon Government Center, 2798 Overseas Highway, Marathon, FL. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. Copies of the proposed form of resolution, which contains the legal description of the real property subject to the levy, are on file at the various public libraries in Monroe County, FL. All interested persons are invited to attend. In the event any person decides to appeal any decision by the County with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact Monroe County at County Administrator's Office, 305-292-4441, 7 days prior to the date of the hearing. DATED this 10th day of November 2006.

Danny L. Kolhage, Clerk of the Circuit Court and ex officio Clerk of the Board of County Commissioners of Monroe County, Florida

Publish in a newspaper of general circulation during the weeks of:

November 22-28, 2006

November 29-December 5, 2006

December 6-12, 2006

December 13-19, 2006